

HOUSE BILL 4254

By Crider

AN ACT to amend Chapter 133 of the Private Acts of 1994; as amended by Chapter 8 of the Private Acts of 1997; and any other acts amendatory thereto, relative to municipal elections and terms of office for the mayor and aldermen of the Town of Rutherford.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 133 of the Private Acts of 1994; as amended by Chapter 8 of the Private Acts of 1997; and any other acts amendatory thereto, is amended by deleting Section 5 in its entirety and by substituting instead the following:

Section 5. The Board of Mayor and Aldermen shall consist of a mayor and five (5) aldermen. Beginning with the municipal election scheduled for November 4, 2008, the mayor and each alderman shall be elected to a four-year term of office. The mayor and aldermen shall be elected at large. The candidate for mayor receiving the largest number of votes in the municipal election shall be declared elected and the five (5) candidates receiving the largest number of votes for alderman in the municipal election shall be declared elected. In case of a tie vote for mayor or for an alderman position, the incumbent Board of Mayor and Aldermen shall decide which of the candidates shall serve.

After the November 4, 2008 election, municipal elections shall be held quadrennially, concurrent with the federal and state elections in November. All municipal elections shall be nonpartisan.

Terms of office for the mayor and aldermen shall begin upon their swearing in at the first regularly scheduled meeting of the Board of Mayor and Aldermen in December immediately following the municipal election.

To be eligible for and to hold the office of mayor or alderman, a person must be a citizen of the state of Tennessee and the Town of Rutherford for one (1) year immediately preceding the day of the municipal election in which they are seeking office.

SECTION 2. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the Town of Rutherford. Its approval or nonapproval shall be proclaimed by the presiding officer of such legislative body and certified to the secretary of state.

SECTION 3. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 2.